

#21 REQUEST FOR RCE

RECEIVED
CENTRAL FAX CENTER

FEB 09 2004

OFFICIAL

Law Offices of

SENNIGER, POWERS, LEAVITT AND ROEDEL

One Metropolitan Square, 16th Floor
St. Louis, Missouri 63102Telephone (314) 231-5400
Facsimile (314) 231-4342

FACSIMILE TRANSMITTAL COVER SHEET

DATE: Feb 9 2004 ATTORNEY DOCKET NUMBER: NAV 8224
PTO FACSIMILE NUMBER: (703) 872-9306 1801 770.
1251 118.PLEASE DELIVER THIS FACSIMILE TO: Examiner E. Mantis Mercader
THIS FACSIMILE IS BEING SENT BY: Frank R. Agovino
NUMBER OF PAGES: 22 INCLUDING COVER SHEETTIME SENT: 3:50pm OPERATOR'S NAME Cindy Ard

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to
the Patent and Trademark Office on the date shown below.

Cindy A. Ard

Typed or printed name of person signing certification

Signature

Date

Type of paper transmitted: Amendment C, RCE and Fee TransmittalApplicant's Name: Richard D. Bucholz et al.Serial No. (Control No.): 09/832,848 Examiner: E. Mantis MercaderFiling Date: April 12, 2001 Art Unit: 3737Application Title: SURGICAL NAVIGATION SYSTEMS INCLUDING REFERENCE
AND LOCALIZATION FRAMESIF YOU DO NOT RECEIVE ALL PAGES CLEARLY, CALL BACK AS SOON AS
POSSIBLE. CONFIRMING NUMBER IS (314) 231-5400.

NAV 8224
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Richard D. Bucholz et al. Art Unit 3737
Serial No. 09/832,848
Filed April 12, 2001
Confirmation No. 2372
For SURGICAL NAVIGATION SYSTEMS INCLUDING REFERENCE AND
LOCALIZATION FRAMES
Examiner E. Mantis Mercader

February 9, 2004

REQUEST FOR CONTINUED EXAMINATION TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

SIR:

This is a Request for Continued Examination (RCE) under 37
C.F.R. §1.114 of the above-identified application.

1. REQUIRED SUBMISSION:

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37
C.F.R. §1.116 previously filed on _____
 - ii. ☐ Consider the arguments in the Appeal Brief or
Reply Brief previously filed on _____
 - iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply C
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement
 - iv. ☐ Other _____

2. MISCELLANEOUS

- a. ☐ Suspension of action on the above-identified
application is requested under 37 C.F.R. §1.103(c)
for a period of _____ months. (Period of
suspension shall not exceed 3 months; fee required)
- b. ☐ Other _____

NAV 8224
PATENT

3. FEES (Required when the RCE is filed)

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 19-1345:

- i. ☒ RCE fee required under 37 C.F.R. §1.17(e)
- ii. ☒ Extension of time fee
- iii. ☐ Other _____

b. ☐ Check in the amount of \$_____ is enclosed, along with a Fee Transmittal

Respectfully submitted,



Frank R. Agovino, Reg. No. 27,416
SENNIGER, POWERS, LEAVITT & ROEDEL
One Metropolitan Square, 16th Floor
St. Louis, Missouri 63102
(314) 231-5400

FRACwa

FEE TRANSMITTAL

Application Number 09/832,848
Filing Date April 12, 2001
Confirmation No. 2372
Inventor(s) Richard D. Bucholz et al.
Group Art Unit 3737
Examiner Name E. Mantis Mercader
Attorney Docket Number NAV 8224

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
☐ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
☐ Applicant claims small entity status.
2. ☐ Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

FEE CALCULATION

1. ☐ BASIC FILING FEE Subtotal (1) \$ _____
(Type: _____)
2. ☐ EXTRA CLAIM FEES Subtotal (2) \$ _____
Total Claims _____
Independent Claims _____
Multiple Dependent Claims _____
3. ☒ ADDITIONAL FEES Subtotal (3) \$880.00
☐ Surcharge - late filing fee or oath
☐ Surcharge - late provisional filing fee or cover sheet
☒ Extension for reply within first month (\$110)
☐ Notice of Appeal
☐ Filing a Brief in Support of an appeal
☐ Request for ex parte Reexamination
☐ Petitions to the Commissioner
☐ Submission of Information Disclosure Statement
☐ Recording each patent assignment per property
☒ Request for Continued Examination (\$770)
☐ Other: _____

TOTAL AMOUNT OF PAYMENT \$880.00

Frank R. Agovino
Frank R. Agovino, Reg. No. 27,4162/9/04
Date

FRACwa